

GENERAL ORDERS, }
No. 199.

WAR DEPARTMENT,
ADJUTANT GENERAL'S OFFICE,
Washington, June 30, 1863.

I.—Before a General Court Martial, which convened at the Camp of the 2d Cavalry Brigade, April 8, 1863, pursuant to General Orders, No. 18, dated Headquarters, 1st Cavalry Division, April 6, 1863, and of which Major P. KEENAN, 8th Pennsylvania Cavalry, is President, was arraigned and tried—

2d Lieutenant *William Colerick*, 1st Michigan Cavalry.

CHARGE I.—“Conduct unbecoming an officer and a gentleman.”

Specification—“In this; that the said Second Lieutenant *William Colerick*, Company ‘L,’ 1st Regiment Michigan Cavalry, in the service of the United States, did have in his quarters a disorderly crowd of enlisted men of his said Company, and that he did drink and carouse with them, and allow them to get drunk and disorderly and disturb the camp until a late hour at night. This on or about March twenty-fifth, A. D. eighteen hundred and sixty-three, at the camp of said Company, near Stafford Court-house, Virginia.”

CHARGE II.—“Conduct to the prejudice of good order and military discipline.”

Specification—“In this; that the said Second Lieutenant *William Colerick* did encourage and permit to come and remain in his quarters, after tattoo and taps at night, a number of enlisted men of his said Company, and did drink intoxicating liquor with them; and did give to and permit them to drink the same and to become drunk, noisy, and disorderly therein, and did disturb the quiet and good order of the camp until a late hour at night. This on or about March twenty-fifth, A. D. eighteen hundred and sixty-three, at the Company camp, near Stafford Court-house, Virginia.”

CHARGE III.—“Disobedience of a lawful order of his superior officer.”

Specification—“In this; that the said Second Lieutenant *William Colerick*, on being ordered by his commanding officer, First

Lieutenant John K. Truax, of Company and Regiment aforesaid, to go to his quarters, did, in violation of said order, then and there refuse and neglect so to do, and did not go to his said quarters when ordered, and did then and there declare and say, 'I will not go until I am ready,' or words to that effect. This on or about March twenty-fifth, A. D. eighteen hundred and sixty-three, at the Company camp, near Stafford Court-house, Virginia."

CHARGE IV.—"Absence without leave."

Specification—"In this; that the said Second Lieutenant *William Colerick* was absent from his Company, camp, and duty from the twenty-fifth day of February, A. D. eighteen hundred and sixty-three, until the first day of March, A. D. eighteen hundred and sixty-three, without the permission of his commanding officer or proper authority therefor. His Company being at the time near Stafford Court-house, Virginia."

CHARGE V.—"Breach of arrest."

Specification—"In this; that he, the said Second Lieutenant *William Colerick*, after having been ordered in close arrest by his commanding officer, First Lieutenant John K. Truax, did, in violation and disregard of said arrest, leave and go away from his Company during the march of said Company from near Stafford Court-house to Hope's Landing, Virginia, and did not march with or in rear of his said Company while on said march; and did procure and drink intoxicating liquor, and become intoxicated and noisy, and did offer and give said liquor to various soldiers of his said Company. This on or about March twenty-ninth, A. D. eighteen hundred and sixty-three."

To which charges and specifications the accused, 2d Lieutenant *William Colerick*, 1st Michigan Cavalry, pleaded as follows:

CHARGE I.

To the *Specification*, "Guilty."

To the CHARGE, "Guilty."

CHARGE II.

To the *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

CHARGE III.

To the *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

CHARGE IV.

To the *Specification*, "Guilty."

To the CHARGE, "Guilty."

CHARGE V.

To the *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING.

The Court, having maturely considered the evidence adduced, finds the accused, 2d Lieutenant *William Colerick*, 1st Michigan Cavalry, as follows :

CHARGE I.

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

CHARGE II.

Of the *Specification*, "Guilty, except the words 'encourage and,' and 'and did give to.' "

Of the CHARGE, "Guilty."

CHARGE III.

Of the *Specification*, "Not Guilty."

Of the CHARGE, "Not Guilty."

CHARGE IV.

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

CHARGE V.

Of the *Specification*, "Not Guilty."

Of the CHARGE, "Not Guilty."

SENTENCE.

And the Court does therefore sentence him, 2d Lieutenant *William Colerick*, 1st Michigan Cavalry, "*To be dismissed the service.*"

II..Before a General Court Martial, which convened at Camp Pitcher, Virginia, February 2, 1863, pursuant to Special Orders, No. 10, dated December 23, 1862, and No. 17, dated January 31, 1863, Headquarters 1st Division, 3d Corps, Camp Pitcher, Virginia, and of which Colonel A. A. MCKNIGHT, 105th Pennsylvania Volunteers, is President, was arraigned and tried—

Private *Warren McMullen*, Company "K," 40th New York Volunteers.

CHARGE.—"Violation of the 9th Article of War."

Specification—"In this; that he, the said Private *Warren McMullen*, of Company 'K,' 40th New York Volunteers, did, while drunk and disorderly, enter the quarters of Colonel Thomas W. Egan, of said 40th New York Volunteers, and attack and strike his said superior officer, Colonel Thomas W. Egan; and did address his said superior officer, Colonel Thomas W. Egan, in the following language, viz: 'Come out here, you God damned ornary son of a bitch,' or in words to that effect. This at the camp of said 40th New York Volunteers, and in or near the quarters of said Colonel Thomas W. Egan, on the 15th day of January, 1863, between the hours of 6 and 7 o'clock p. m."

To which charge and specification the accused, Private *Warren McMullen*, Company "K," 40th New York Volunteers, pleaded "Guilty."

FINDING.

The Court, having maturely considered the evidence adduced, finds

the accused, Private *Warren McMullen*, Company "K," 40th New York Volunteers, as follows:

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

And the Court does therefore sentence him, Private *Warren McMullen*, Company "K," 40th New York Volunteers, "*That he be shot to death by musketry at such time and place as the Commanding General shall designate: two-thirds of the members of the Court concurring therein.*"

III..The proceedings of the Court in the case of 2d Lieutenant *William Colerick*, 1st Michigan Cavalry, have been approved by the proper commanders and forwarded for the action of the President of the United States, who directs that the sentence *to be dismissed the service* be carried into execution. Lieutenant Colerick accordingly ceases to be an officer in the United States service from the 24th day of June, 1863.

The proceedings of the Court in the case of Private *Warren McMullen*, Company "K," 40th New York Volunteers, have been approved by the proper commanders and forwarded for the action of the President of the United States, who, upon the recommendation of his Commanding General, is pleased to remit the sentence, and directs that he be restored to duty.

BY ORDER OF THE SECRETARY OF WAR:

E. D. TOWNSEND,
Assistant Adjutant General.